9-6-05

Atty. Dkt. No. 017661-0180



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Yushi NIWA

Title:

DATA DISTRIBUTION

SYSTEM

Appl. No.:

09/978,539

Appl. Filing Date:

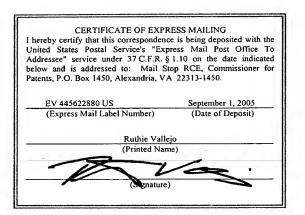
10/18/2001

Examiner:

Jasmin, Lynda C.

Art Unit:

3627



REQUEST FOR CONTINUED EXAMINATION (RCE) **TRANSMITTAL**

Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

- 1. <u>Submission required under 37 C.F.R. §1.114</u>: (check items that apply)
 - .[] Please enter and consider the amendment and/or reply previously filed on ___. Please consider the Affidavit(s)/Declaration(s) previously filed on __ but not [] considered.

09/07/2005 YPOLITE1 00000024 09978539

a. Previously submitted:

015.70471701 FC:1801

/90.00 UP

[]	Please consider the arguments in the Appeal Brief or Reply previously filed on					
	·					
[]	Other					
b. Enclosed are:						
[X]	Amendment/Reply.					
[]	Affidavit(s)/Declaration(s).					
[X]	Information Disclosure Statement.					
[X]	Form PTO-1449 with 18 listed reference(s) and 6 copies enclosed.					
[]	Other.					

Miscellaneous:

[] Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of __ months.

The filing fee is calculated below:

	Claims as Amended		Previously Paid For		tra Claims sent]	Rate		Fee Totals
RCE Fee 1.17(e):							\$790.00	=	\$790.00
Total Claims:	18	-	20	= 0		x	\$50.00	=	\$0.00
Independents	4	-	.4	= 0		x	\$200.00	=	\$0.00
First p	resentation o	f an	y Multiple D	Depende	nt Claims:	+	\$360.00	=	\$0.00
					CLAIMS	FEE	TOTAL:	=	\$790.00

[] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[]	Extension for response filed within the first month:	\$120.00	0 \$0.00								
[]	Extension for response filed within the second month:	\$450.00	\$0.00								
[]	Extension for response filed within the third month:	\$1,020.00	\$0.00								
[]	Extension for response filed within the fourth month:	\$1,590.00	\$0.00								
[]	Extension for response filed within the fifth month:	\$2,160.00	\$0.00								
EXTENSION FEE SUBTOTAL: EXTENSION FEE ALREADY PAID: - EXTENSION FEE TOTAL CLAIMS AND EXTENSION FEE TOTAL:											
						[]	Small Entity Fees Apply (subtract ½ of above):				
						[]	Suspension of action requested under 37 C.F.R.	§ 1.103(c)	\$0.00		
							TC	TAL FEE:	\$790.00		

- [] Please charge Deposit Account No. 19-0741 in the amount of \$790.00. A duplicate copy of this transmittal is enclosed.
- [X] A check in the amount of \$790.00 to cover the filing fee is enclosed.
- [X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

FOLEY & LARDNER LLP

Customer Number: 22428

Telephone: (202) 672-5407

Facsimile:

(202) 672-5399

David A. Blumenthal Attorney for Applicant

Registration No. 26,257